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17
18 UNITED STATES DISTRICT COURT

19 NORTHERN DISTRICT OF CALIFORNIA

20 GIUSEPPE PAMPENA, on behalf of
21 himself and all others similarly situated,

22 Plaintiff,

23 vs.

24 ELON R. MUSK,

25 Defendant.
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CASE NO. 3:22-CV-05937-CRB

**STIPULATION AND ~~[PROPOSED]~~
ORDER MODIFYING CASE SCHEDULE**

Judge: Hon. Charles R. Breyer

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STIPULATION AND ~~[PROPOSED]~~ ORDER

WHEREAS, on March 26, 2024, Defendant filed a Motion for Judgment on the Pleadings, which re-triggered an automatic discovery stay under the PSLRA (ECF 59);

WHEREAS, On August 5, 2024, the Court denied Defendant's Motion for Judgment on the Pleadings, which allowed discovery to re-open;

WHEREAS, the Parties were engaged in a discovery dispute surrounding discovery materials exchanged in *Twitter, Inc. v. Musk, et al.* C.A. No. 2022-0613-KSJM (Del. Ch.) (the "Delaware Action"), and on August 14, 2024, Plaintiffs filed with the Court a Notice of Discovery Dispute and Request for Referral to Magistrate Judge (ECF 91);

WHEREAS, on August 22, 2024, the Court enter an order setting a case schedule, (ECF 96), with the following deadlines:

Event	Current Deadline
Fact Discovery Cutoff:	January 31, 2025
Expert Disclosures:	March 3, 2025
Rebuttal Expert Disclosures:	March 17, 2025
Expert Discovery Cut Off:	April 7, 2025
Last Day to File Dispositive and Daubert Motions:	April 25, 2025
Opposition:	May 23, 2025
Reply:	June 6, 2025

WHEREAS, on October 10, 2024, the Parties resolved the discovery dispute regarding the materials exchanged in the Delaware Action (ECF 110);

WHEREAS, on November 8, 2024, the Parties submitted a stipulation and order documenting the resolution of the discovery dispute (ECF 115), which the Court entered on November 13, 2024 (ECF 116);

WHEREAS, on November 22, Defendant produced more than 1,000,000 pages of discovery from the Delaware Action;

1 WHEREAS, on December 2, 2024, Plaintiffs noticed the deposition of two third parties,
2 which, due to the holidays, are being scheduled for late January 2025;

3 WHEREAS, given the amount of discovery produced from the Delaware Action and
4 scheduling difficulties over the holidays, the Parties have agreed to extend the case deadlines
5 listed above by two months;

6 NOW, THEREFORE, the Parties hereby agree, for good cause, and jointly request the
7 Court grant the proposed order attached hereto, extending the case deadlines as follows:

8 Event	Deadline
9 Fact Discovery Cut-off	March 31, 2025
10 Expert Disclosures Due	May 5, 2025
11 Rebuttal Expert Disclosures Due	June 2, 2025
12 Expert Discovery Cut-off	June 30, 2025
13 Last day to file Dispositive and Daubert Motions	July 11, 2025
14 Oppositions:	August 8, 2025
15 Replies:	August 22, 2025

DATED: December 20, 2024

/s/ Tyson C. Redenbarger

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Attorneys for Defendant Elon Musk

ATTESTATION PURSUANT TO CIVIL LOCAL RULE 5-1(i)(3)

I, Tyson C. Redenbarger, attest that concurrence in the filing of this document has been obtained from the other signatories. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed this 20th day of December 2024, at Burlingame, California.

By /s/ Tyson C. Redenbarger
Tyson C. Redenbarger

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: January 6, 2025

By: 

Hon. Charles R. Breyer
United States District Judge